

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

UNITED STATES OF AMERICA v. JOHN PORTER	CRIMINAL NO. 16-36 CIVIL ACTION NO. 19-1154
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ORDER

AND NOW, this 10th day of March 2022, upon consideration of Defendant's Motion for Relief under 28 U.S.C. § 2255 [Doc. No. 64], Defendant's letter request for an extension of time to file the § 2255 motion [Doc. No. 63], and the government's responses thereto, and for the reasons set forth in the accompanying Memorandum Opinion, it is hereby **ORDERED** that:

1. Defendant's Motion for Relief under 28 U.S.C. § 2255 [Doc. No. 64] is **DENIED** **without a hearing as untimely**;
2. There is no probable cause to issue a certificate of appealability; and
3. The Clerk is directed to **CLOSE** Civil Action No. 19-1154.

It is so **ORDERED**.

BY THE COURT:

/s/ **Cynthia M. Rufe**

CYNTHIA M. RUFE, J.